IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIFTEENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

-

WRIT PETITION NO : 2133 of 2005

Between:

Ch.V. Ramarao, S/o Sitaramaswamy,
R/o Tatagudi Centre, Bhadrachalam, Khammam Disrict.

..... PETITIONER

AND

1 The Government of Andhra Pradesh,

rep. by its Principal Secretary to Government,
Social Welfare (LTR-II) Department, Secretariat, Hyderabad.
2 The Additional Agent to Government & Project Officer,

ITDA, Bhadrachalam,Khammam District.
3 The Agency Divisional Officer, Bhadrachalam,Khammam District.
4 The Mandal Revenue Officer, Bhadrachalam,Khammam District.
5 Karri Satyanarayana, s/o Narayana,
R/o Rachagompalli, Bhadrachalam Mandal, Khammam District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue writ or direction preferably writ of mandamus declaring the letter No. 139/LTR-2/2005-2, dated 29-1-2005 issued by the 1st respondent (rejecting stay pending revision) is illegal, arbitrary and violative of principles of natural justice and consequently direct the respondents not to dispossess the petitioner from his land admeasuring Ac. 7.78 cts in Sy.No. 44/2, situated at Gowridevipet village,

Bhadrachalam Mandal of Khammam District pending disposal of the revision which is pending before the 1st respondent and pass such other or further orders as this Hon'ble Court deems fit and proper in the circumstances of the case.

Counsel for the Petitioner:MR.KOWTURU VINAYA KUMAR

Counsel for the Respondents: GP FOR SOCIAL WELFARE

The Court at the admission stage made the following :

ORDER:

Challenging the letter No.139/LRT-2/2005-2, dated 29-01-2005, issued by the first respondent rejecting the stay pending revision, the present writ petition has been filed.

2. The impugned proceedings does not contain any reasons and no opportunity was given to the petitioner to putforward his case. The said petition was dismissed on 29-10-2005 on the sole ground that there are no valid grounds for grant of stay.

3. Since the matter is pending before the Government, without entering into the merits of the case, a direction is given to the first respondent to dispose of the revision dated 06-01-2005 within a period of two weeks from the date of receipt of a copy of this order. Meanwhile, both the parties are directed to maintain *status-quo*.

4. The writ petition is disposed of with the above observation. No costs.

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K.C.BHANU, J

Date: 15-02-2005

Note: Issue C.C. in three days.

(B/o)

Prv

To

1 The Principal Secretary to Government,

Government of Andhra Pradesh,

Social Welfare (LTR-II) Department, Secretariat, Hyderabad.

2 The Additional Agent to Government & Project Officer,

ITDA, Bhadrachalam,Khammam District.

3 The Agency Divisional Officer, Bhadrachalam,Khammam District.

4 The Mandal Revenue Officer, Bhadrachalam,Khammam District.

5 Two CCS to the GP for Social Welfare, High Court Buildings,

Hyderabad (O.U.T.)

6 Two CD copies